

Serial No.: 10/792,157

Filing Date: 3/3/2004

Attorney Docket No. 143.008US01

Title: A DISTRIBUTED SOFTWARE FABRICATION SYSTEM AND PROCESS FOR
FABRICATING BUSINESS APPLICATIONS

REMARKS

Claims 1-25 are pending in this application. Reconsideration of the present claims is respectfully requested in light of the following remarks.

Rejections Under 35 U.S.C. § 103

Claims 1-25 were rejected under 35 U.S.C. § 103(a) as being unpatentable over the article by J. Duhl entitled “*Rich Internet Applications*” November 2003 (hereafter “*Duhl*”) in view of U.S. Patent No. 6,601,234 to Bowman-Amuah (hereafter “*Bowman-Amuah*”). Applicants respectfully traverse.

Applicants have submitted herewith a Declaration under 37 C.F.R. § 1.131 (hereafter the “Declaration”) to remove *Duhl* as a reference. As stated in the Declaration, the inventors conceived the idea of a distributed software fabrication system and process for fabricating business applications, as described and claimed in the present application, prior to November 2003.

Copies of three white papers describing and showing the inventive concepts claimed in the present application and their reduction to practice prior to November 2003 are attached to the Declaration as Exhibits A, B and C.

The paper of Exhibit A is entitled “*Upgrade Secluded Desktop Applications to XInternet e-Business Applications*” and was published prior to November 2003.

The paper of Exhibit B is entitled “*XI-FactoryTM E-Business Model Design*” and was published prior to November 2003.

The paper of Exhibit C is entitled “*A Software Fabrication Process with E-Collaborative Tools to Promote Strategic Alignment*” and was published prior to November 2003.

Accordingly, Applicants have shown that the subject matter of claims 1-25 was conceived and reduced to practice prior to the publication date of November 2003 for *Duhl*. Thus, *Duhl* should be removed as a reference with respect to the claims of the present application.

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With *Duhl* removed as a reference, not all of the limitations of present claims 1-25 are met by the remaining cited art. In particular, there is no teaching or suggestion in *Bowman-Amuah* of all the limitations now recited in independent claims 1, 16, and 22. For example, there is no teaching in *Bowman-Amuah* of the “online” and “offline” limitations recited in present claims 1 and 22. There is also no teaching or suggestion in *Bowman-Amuah* of a business application user interface that relies on a “XInternet one web page application pattern” as recited in claim 16. Further, there is no teaching or suggestion in *Bowman-Amuah* of a business application compatible with “XInternet technologies” as recited in claims 1, 16, and 22,

Accordingly, claims 1, 16, and 22 would not have been obvious over the cited art. Since claims 2-15 and 23 depend from claim 1, claims 17-21 and 24 depend from claim 16, and claim 25 depends from claim 22, each of these dependent claims include the limitations of their respective independent claim. Thus, each of these dependent claims would also not have been obvious over the cited art.

Applicants therefore respectfully request that the rejection of claims 1-25 under 35 U.S.C. § 103(a) be withdrawn.

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CONCLUSION

Applicants respectfully submit that claims 1-25 are in condition for allowance and notification to that effect is earnestly requested. If necessary, please charge any additional fees or credit overpayments to Deposit Account No. 502432.

If the Examiner has any questions or concerns regarding this application, please contact the undersigned at the telephone number listed below.

Respectfully submitted,

Date: February 15, 2008

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